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App. No. 10/709,214

REMARKS - General

The Applicant added new Claim 19 which has all the elements of the Applicant's invention. The Applicant's invention is a supplement to serve as a carbohydrate blocker and a hangover preventer. (USPUB 2003/0059403 A1) is for a controlling carbohydrate craving and for weight loss and only references White Kidney Bean Extract (Phaseolus Vulgaris) and Calcium Carbonate. It does not address the use of the composition as a hangover preventer. Riley (US Pat. No. 5,976,568) is a dietary supplement not a carbohydrate block and a hangover preventer. It also does not address or have all of the elements of the Applicant's invention. The Examiner is combining references to a weight loss supplement and a dietary supplement with uses are completely different from the current invention.

Applicant respectfully contact that the Examiner's combination of Alviar (USPUB 2002/0187204 A1) to reject Claims 15-18 in incorrect. Alviar is a diet composition not a carbohydrate blocker and hangover preventer. The uses are completely different and the combination of these reference is not oblivious to someone skilled in arts are none of these references are for a carbohydrate blocker and hangover preventer. Many the elements of the Applicant's invention are know but their unique composition and use as a carbohydrate blocker and hangover preventer are not.

The white kidney bean extract is used as a carbohydrate blocker while the use of carbon, vegetable carbon and calcium carbonate is used to block the hangover. White Kidney Bean Extract (Phaseolus Vulgaris) is a known carbohydrate blocker. It disrupts the breakdown of carbs and stops simple sugars from being converted into fat. Carbon and Vegetable carbon are used to absorb toxins. Calcium carbonate is the active ingredient in most calcium supplements and antacids. Chromium Picolinate aids in glucose tolerance by production of glucose tolerance factor (GTF). By aiding in this function, it minimizes the ability of alcohols to adversely effect glucose/insulin tolerance and may possibly reduce alcohol aggravated diabetes. Cobalamin (Vitamin B-12) works in conjunction with Vitamins B-1 and B-6 to reduce alcohol induced neuralgias. Pyridoxine (Vitamin B-6), alcohol has been shown to cause B-6 depletion. Therefore it is important to adjunct the composition with vitamin B-6. B-6 depletion causes nausea, depression, vomiting, and peripheral neuritis. Coenzyme Q.sub.10 (also known as CoQ.sub.10, Q.sub.10, vitamin Q.sub.10, ubiquinone, or ubidecarenone) is a compound that is made naturally in the body. It is a substance needed for the proper functioning of an enzyme, a protein that speeds up the rate at which chemical reactions take place in the body. The Q and the 10 in coenzyme Q refer to parts of the compound's chemical structure. Vanadium, as in Vanadium chelate, is an ultra-trace mineral found in the human diet and the human body. It is essential for some animals. Deficiency symptoms in these animals include growth retardation, bone deformities, and infertility.

These components are combined for their specific use in carbohydrate blocker and hangover prevention. Uses which are not in Chokshi, Riley or Alviar or any combination thereof.

If Examiner does not find that the new Claims are patentable over a Section 103(a) Applicants Attorney would request a phone conference to discuss this issue.

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Conclusion

For all of the above reasons, applicant submits that the specification and claims are now in proper form, and that the claims all define patentably over prior art. Therefore the applicant submits that this application is now in condition for allowance, which action is respectfully solicited.

Respectfully submitted,


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I hereby certify I have transmitted this paper by fax to the Patent and Trademark Office at 571-273-8300 on September 25, 2007.

September 25, 2007


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